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United States of America

6 IN THE UNITED STATES DISTRICT COURT

7 EASTERN DISTRICT OF CALIFORNIA

8

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 JORGE PEREZ,

13 Defendant.

CASE NO. 1:21-CR-00113-JLT-SKO

STIPULATION TO VACATE TRIAL AND SET
CASE FOR CHANGE OF PLEA HEARING AND
ORDER THEREON

Date: January 23, 2024

Time: 8:30 a.m.

Honorable Jennifer L. Thurston

14

15 **STIPULATION**

16 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
17 through defendant's counsel of record, hereby stipulate as follows:

- 18 1. By previous order this case was set for a trial on January 23, 2024, at 8:30 a.m. before the
Hon. Jennifer L. Thurston. The parties hereby agree to vacate the trial as to Jorge Perez, and
set the case for a change of plea hearing on January 22, 2024, at 10:00 a.m. before Hon.
Jennifer L. Thurston.
- 22 2. Defense counsel requires additional time to meet with his client, review the discovery, work
on a resolution of the case, and prepare for the change of plea hearing.
- 24 3. The proposed change of plea date represents the earliest date that all counsel are available for
the change of plea, taking into account work that defense counsel needs to complete on the
case, counsels' schedules, and the need for preparation in the case and further investigation.
- 27 4. Although no exclusion of time is necessary because time has already been excluded beyond
the change of plea hearing date, an ends-of-justice delay is particularly apt in this case

1 because the defendant is currently out on pretrial release.

2 IT IS SO STIPULATED.

3 Dated: October 13, 2023

4 PHILLIP A. TALBERT
United States Attorney

5 By: /s/ JUSTIN J. GILIO
6 JUSTIN J. GILIO
7 Assistant United States Attorney

8 Dated: October 13, 2023

9 /s/ *Nicholas Reyes*
10 Attorney for Defendant
11 Jorge Perez

12 **O R D E R**

13 IT IS HEREBY ORDERED that the trial in this case be VACATED as to Jorge Perez and the
14 case is set for a change of plea hearing on January 22, 2024, at 10:00 a.m. before the Hon. Jennifer L.
15 Thurston.

16 IT IS SO ORDERED.

17 Dated: October 16, 2023

18 
UNITED STATES DISTRICT JUDGE